

**State of California, State Water Resources Control Board**

**Division of Water Rights**

**P.O. Box 2000, Sacramento, CA 95812-2000**

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

**S000780**

**2005, 2006, 2007**

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM**

**Owner(s) of Record:**

BASTIAN FAMILY TRUST-UTD 8-18-90; GARY E BASTIAN

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

**Primary Contact:**

BASTIAN FAMILY TRUST-UTD 8-18-90

PO BOX 314

SANTA YSABEL, CA 92070

**Agent:**

Address:

Phone No.

Fax No.

E-mail Address:

Phone No. 760-765-2287

Fax No.

E-mail Address:

**Source Name:** UNSP

**Tributary To:**

**County:** San Diego

**Diversion within:** SE 1/4 of SE 1/4 Section 3, T 13 S, R 4 E, SBB&M

**Year of First Use:** 1881

**Name of Diversion works:**

**Assessor Parcel Number of the Diversion site:**

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☐ Court Decree No.:  Other (explain):

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims))

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) ☒ Gallons per day (gpd) ☐ Cubic feet per second (cfs) ☐

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	20												240
2006	20												240
2007	20												240

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons  Million Gallons (MG)  Acre-feet (AF)

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	20												240
2006	20												240
2007	20												240

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 10 ACRES acres; Stockwatering YES; Domestic YES;  
Other (specify)

Parcel Number(s) of Place of Use: 291-180-01 291-180-03 291-320-04 (See continuation over)

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

concrete dam with 8" PVC pipe at head water

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐  
Describe any water conservation efforts you have initiated: DRIP irrigation

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year  (AF/MG) Year  (AF/MG) Year  (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: MAY 17, 2008 at 1563 Springview Rd, Santa Isabel, California 92070

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_

(first name)

(middle initial)

(last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

ITEM

CONTINUATION

APN#

291-300-30 291-300-03 291-300-34 Lot "A" and Lot "B"

291-300-11 "Lot C" and 291-300-11 Lot "B"

Banner city Lots 291-300 - Lots 17, 18, 19, 20, 33, 22, 23, 24, 25, 26, 27

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S000780%\$%2004

2002, 2003, 2004

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.  
**Please Complete and Return This Form by JULY 1, 2005.**

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

**Owner of Record:** BASTIAN FAMILY TRUST-UTD 8-18-90; GARY E BASTIAN;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**BASTIAN FAMILY TRUST-UTD 8-18-90**

STATEMENT NO.: S000780  
CONTACT PHONE NO.: (760)765-2287

**PO BOX 314  
SANTA YSABEL, CA 92070**

**Source Name:** Unnamed Spring

**Tributary To:** Unnamed Stream

**County:** San Diego

**Diversion Within:** SE1/4 of SE1/4 Section 10, T13S, R04E, SB&M

**Year of First Use:** 1881

**Parcel Number:**

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 right ☐ Other (explain): ☐

B. **Year of First Use:** (Please provide if missing above)

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)				Other	Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2002	20	20	20	20	20	20	20	20	20	20	20	20	240
2003	20	20	20	20	20	20	20	20	20	20	20	20	240
2004	20	20	20	20	20	20	20	20	20	20	20	20	240

D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 154 acres acres; Stockwatering yes; Domestic yes;

Other (specify) gardens - orchards - pastures

E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

Flooding destroyed diversion in Aug 2003  
Replace pipe & Rebuild dam

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☐ NO ☒

Describe any water conservation efforts you have initiated:

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year  (AF/MG) Year  (AF/MG) Year  (AF/MG)

Reduction in consumptive use:

Year  (AF/MG) Year  (AF/MG) Year  (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

5-11-05  
PMM

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ☐ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ☐ NO ☐

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ☐ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ☐ NO ☐

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: APRIL 8, 20 05 at Santa Ysabel, California

SIGNATURE: Gary E Bastian

PRINTED NAME: Gary E Bastian  
(first name) (middle initial) (last name)

~~TRUST~~  
COMPANY NAME: Bastian Family Trust UTD 8-18-90

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S000780XS%2001

1999, 2000, 2001

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2002.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: BASTIAN FAMILY TRUST-UTD 8-18-90

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

BASTIAN FAMILY TRUST-UTD 8-18-90  
PO BOX 314  
SANTA YSABEL, CA 92070

STATEMENT NO. S000780  
CONTACT PHONE NO.: (760)765-2287

FOR ONLINE REPORTING AT  
[www.waterrights.ca.gov](http://www.waterrights.ca.gov)

USER NAME: S000780  
PASSWORD: C23666

Source Name: Unnamed Spring

Tributary To: Unnamed Stream

County: San Diego

Diversion Within: SE1/4 of SE1/4 Section 10, T13S, R04E, SB&M

Year of First Use: 1881

Parcel Number:

A. Water is used under: Riparian claim ☒ Pre 1914 right ☐ Other (explain): ☐

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:														Gallons		Acre-feet		Other	
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual						
1999	20	20	20	20	20	20	20	22	20	20	20	20	242						
2000	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242						
2001													242						

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 15 acres acres; Stockwatering yes; Domestic 1 Family;

Other (specify) orchard - gardens

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☐ NO ☒

Describe any water conservation efforts you have initiated:

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐



2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: MAY 25, 2002 at Santa Ysabel, California

SIGNATURE: [Signature]

PRINTED NAME: GARY E. BASTIAN  
(first name) (middle init.) (last name)

COMPANY NAME: Trust  
BASTIAN Family Trust-UTD 8-18-90

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

STATE WATER RESOURCES  
CONTROL BOARD

00 MAR -2 PM 3:54

DIV. OF WATER RIGHTS  
SACRAMENTO

**PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999**

**OWNER OF RECORD:** BASTIAN FAMILY TRUST-UTD 8-18-90, GARY E BASTIAN

BASTIAN FAMILY TRUST-UTD 8-18-90  
PO BOX 314  
SANTA YSABEL, CA 92070

**STATEMENT NO:** S000780

**SOURCE:** UNSP

**TRIBUTARY TO:** UNST

**COUNTY:** SAN DIEGO

**DIVERSION**

**WITHIN:** SE¼ OF SE¼ SECTION 10, T13S, R4E, SB&M.

**TELEPHONE NUMBER:**

(760) 765-2287

**YEAR OF FIRST USE:** 1881

**PARCEL NO:**

- A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain): \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1996	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1997	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1998	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 6 acres; Stockwatering yes; Domestic house - barn personal use  
Other (specify) orchard
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

**DATED:** June 1, 1999 at Santa Ysabel, California

**SIGNATURE:** Gary E Bastian

**PRINTED NAME:** GARY E BASTIAN  
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

**COMPANY NAME:** \_\_\_\_\_

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

AUG 23 2000  
bn

I did not receive This form until Feb. 2000. Though I had requested it over the past 3 years.

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same water shed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockpounds Constructed Prior to 1969"
- "Appropriation of Water in California"



**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996

OWNER OF RECORD: BASTIAN FAMILY TRUST-UTD 8-18-90, GARY E BASTIAN

BASTIAN FAMILY TRUST-UTD 8-18-90  
PO BOX 314  
SANTA YSABEL, CA 92070

STATEMENT NO: S000780

SOURCE: UNSP  
TRIBUTARY TO: UNST  
COUNTY: SAN DIEGO  
DIVERSION

TELEPHONE NUMBER:  
(760) 765-2287  
YEAR OF FIRST USE: 1881  
PARCEL NO:

WITHIN: SE~~X~~ OF SE~~X~~ SECTION 10, T13S, R4E, SB&M.

- A. Water is used under: Riparian claim ☒; Pre 1914 right \_\_\_\_\_; Other (explain): \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1995	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 6 acres; Stockwatering yes; Domestic house / barn  
Other (specify) \_\_\_\_\_
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
\_\_\_\_\_  
\_\_\_\_\_
- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  
\_\_\_\_\_  
\_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 1, 1996 at Santa Ysabel, California

SIGNATURE: Gary E. Bastian

PRINTED NAME: GARY E Bastian  
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

COMPANY NAME: \_\_\_\_\_

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

[illegible]

# GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same water shed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

## Statements of Water Diversion and Use

**"Information Pertaining to Water Rights in California"**

### **"Water Rights for Stockponds Constructed Prior to 1969"**

### "Appropriation of Water in California"

5-780  
\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S000780

OWNER OF RECORD: ~~PAUL M BASTIAN~~ → BASTIAN Family Trust- UTD 8-18-90

~~PAUL M BASTIAN~~ → Successor Trustee: GARY E. BASTIAN

PO BOX 314

SANTA YSABEL, CA 92070

SOURCE: UNSP

TRIBUTARY TO: UNST

COUNTY: SAN DIEGO

DIVERSION

WITHIN: SE $\frac{1}{4}$  OF SE $\frac{1}{4}$  SECTION 10, T13S, R4E, MDB&S.

TELEPHONE NUMBER:

(619) 765-2287

YEAR OF FIRST USE: 1881

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim ☒; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1994	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 6 acres; Stockwatering yes; Domestic house & barn

Other (specify) orchard

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Replaced earthen dam with a 48" diameter vertical corrugated pipe, set 36" deep into stream bed, with 2" rock at bottom and sides. Replaced 60' of 10" pipe with 60' of 6" pipe which collects the water inside the 48" vertical pipe

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 6, 19 95, at Santa Ysabel, California

SIGNATURE: Gary E. Bastian

PRINTED NAME:

GARY  
(FIRST NAME)

E.  
(M. NAME)

BASTIAN  
(LAST NAME)

COMPANY NAME:

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"Statements of Water Diversion and Use"

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"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. 5000780

DIVERSION SITE:

OWNER'S NAME BASTIAN Family Trust- UTD 8-18-90  
(FIRST) (MIDDLE) (LAST)

PARCEL NO. 291-180-01

PLACE OF USE:

OWNER'S NAME BASTIAN Family Trust- UTD 8-18-90  
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. 291-180-01 and 291-330-11
2. PARCEL NO. 291-320-04
3. PARCEL NO. 291-300 - (17,22,23,24,26,27,33,34)

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Successor Trustee  
NAME GARY E. BASTIAN  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS P.O. Box 314  
Santa Ysabel CA. 92070  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (619) 765 - 2287

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) - \_\_\_\_\_

2. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) - \_\_\_\_\_

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 000780

PAUL & ~~ELSTE~~ BASTIAN and Gary E. Bastian  
36190 HIGHWAY 78  
JULIAN, CA 92036

Mail to: Gary Bastian  
P.O. Box 314  
Santa Ysabel, CA. 92070

TELEPHONE NUMBER:  
~~(519) 765-1878~~  
(619) 765-2287

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ~~UNNAMED SPRING~~ Forming Banner Creek

TRIBUTARY TO: ~~UNNAMED STREAM~~

COUNTY: SAN DIEGO

YEAR OF FIRST USE: 1881

DIVERSION

WITHIN: SE1/4 OF SE1/4 SECTION 10, T13S, R04E, SBB3M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other)

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1992	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242
1993	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	242

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 6 acres; Stockwatering yes; Domestic 3 bedroom house & yard  
Other (specify) Small orchard

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Replaced 60' of 6" pipe with 60' of 10" pipe - due to damage by flooding at point of diversion. Replaced earthen dam several times (5).

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 8-15, 1994, at Santa Ysabel, California

Signature: Gary E. Bastian

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STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RIGHTS BOARD

\$780

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water Paul M. & Elsie M. Bastian  
Address Star Route, Julian, Calif. 92036

B. Name of body of water at point of diversion Charcot Creek  
Tributary to Banner or San Felipe Creek

C. Place of diversion SE 1/4 SE 1/4 Section 3, Township 13 S, Range 4 E, SBA B2M,  
San Diego County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works ---

E. Capacity of diversion works Approx. 50 gal per minute cubic feet per second  
Capacity of storage reservoir --- gallons per minute  
State quantity of water used each month in gallons or acre-feet --- gallons  
--- acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1966	<u>Water runs constantly - 50 gal per minute</u>												<u>25,920,000 gal.</u>

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc. Approx. 5 acres  
pasture irrigation, domestic & garden, 12 to 20 cattle, pigs and fowl

Maximum annual water use in recent years Approx. 50 gal per minute gallons every day  
Minimum annual water use in recent years " " " " " " gallons  
" " " " " " acre-feet

Type of diversion facility: gravity ☒, pump ☐

Method of measurement: weir ☐, flume ☐, electric power meter ☐, water meter ☐, estimate ☒

F. Purpose of use (what water is being used for) Domestic, crop and cattle

G. General description or location of place of use (use sketch of section grid on reverse side if you desire) The diversion  
originally in det. 1 Sec. 10. Recent survey shows I am diverting in  
SE 1/4 of SE 1/4 as shown on back.

H. Year of first use as nearly as known 1881. Water from the stream was conveyed  
by ditch for 50 years. In 1934 it became necessary to replace part of  
the ditch with 3" pipe

I. Name of person filing statement Paul M. & Elsie M. Bastian

Position Owner Organization ---

Address Star Route, Julian, Calif. 92036

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed May 30, 1967

Signature Paul M. Bastian  
Elsie M. Bastian

See Instructions on Reverse Side